

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS:	MOTOROLA, INC.	CASE #/NAME:	CS0104AK/YANG
US SERIAL NO.:	10/797,326	US SERIAL DATE:	10 March 2004
PCT NO.:	PCT/US2005/005822	PCT DATE:	23 February 2005
ENTITLED:	CLOSEABLE RADIO COMMUNICATIONS DEVICE PROVIDING AN ACOUSTIC CHAMBER		

Motorola, Inc.
600 North U.S. Highway 45
Libertyville, IL 60048
April 14, 2005

CERTIFICATE OF EXPRESS MAILING/INVITATION TO CORRECT DEFECTS
INTERNATIONAL APPLICATION

MAIL STOP PCT
COMMISSIONER FOR PATENTS
PO BOX 1450
ALEXANDRIA, VA 22313-1450

Sir:

I certify that the above-referenced **DEFECT IN THE INTERNATIONAL APPLICATION** patent application was deposited, postage prepaid, as Express Mail having the mailing label number written below with the United States Postal Service addressed to:

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on Thursday, April 14, 2005

By: Malenel
Date: April 14, 2005
Mailing Label No.: EV 418001285 US



April 14, 2005

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attn: Receiving Office, International Division

**RE: PCT No: PCT/US2005/005822
PCT Date: 23 February 2005
Applicant: YANG**

Dear Sir:

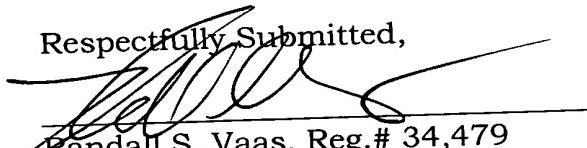
Applicant is responding to the Invitation to Correct Defects in the International Application filed on 23 February 2005.

The Receiving Office States in the Invitation to Correct Defects Annex "A" that "the **title** of the invention as appearing in Box No. I of the request is not identical with the title heading the description (Rule 5.1(a))."

Applicant wishes resubmit Page 1 of the PCT Request and the Abstract page (Page 21) as the title has been corrected to match the heading of the description. The corrected title is "CLOSEABLE RADIO COMMUNICATIONS DEVICE PROVIDING AN ACOUSTIC CHAMBER."

Reconsideration of the application is requested. Applicant believes that no fee is currently due or owing. Should it be determined that an additional fee is due or any excess fee has been received, please charge that fee or deposit that overcharge to deposit account 50-2117.

If the Examiner believes that there are any other informalities which can be corrected, a telephone call to the undersigned at (847) 523-2327 is respectfully solicited.

Respectfully Submitted,

Randall S. Vaas, Reg.# 34,479
MOTOROLA, INC.
Intellectual Property Department
600 North US Highway 45
Libertyville, Illinois 60048

Enclosure
RSV/mk

Motorola, Inc.
600 North US Highway 45, Libertyville, Illinois 60048
Fax: (847) 523-2350 • Telephone: (847) 523-2327

AMEND 12 APR 2005

PATENT COOPERATION TREATY

From the RECEIVING OFFICE

To:

RANDALL S. VAAS
600 NORTH US HIGHWAY 45
LIBERTYVILLE, ILLINOIS 60048

SJC/PSV PCT

INVITATION TO CORRECT DEFECTS IN THE INTERNATIONAL APPLICATION

(PCT Articles 3(4)(i) and 14(1) and Rule 26)

Applicant's or agent's file reference <i>YANG</i> CS0104AK	Date of mailing (day/month/year) 18 Mar 2005
International application No. PCT/US2005/005822	REPLY DUE within <u>1</u> months/days from the above date of mailing International filing date (day/month/year) 23 Feb 2005
Applicant MOTOROLA, INC. A CORPORATION OF THE STATE OF DELAWARE	

1. The applicant is hereby invited, within the time limit indicated above, to correct, in the international application as filed, the defects specified on the attached:
 - Annex A
 - Annex B1 (*text matter of the international application as filed*)
 - Annex C1 (*drawings of the international application as filed*)

2. The applicant is hereby invited, within the time limit indicated above, to correct, in the translation of the international application furnished under Rule 12.3 or 12.4, the defects specified on the attached:
 - Annex A
 - Annex B2 (*text matter of the translation of the international application*)
 - Annex C2 (*drawings of the translation of the international application*)

Additional observations (if necessary):

HOW TO CORRECT THE DEFECTS?

Correction must be submitted by filing a replacement sheet embodying the correction and a letter accompanying the replacement sheet, which shall draw attention to the difference between the replaced sheet and the replacement sheet. A correction may be stated in a letter only if it is of such a nature that it can be transferred from the letter to the record copy without adversely affecting the clarity and direct reproducibility of the sheet onto which the correction is to be transferred (Rule 26.4).

ATTENTION

Failure to correct the defects will result in the international application being considered withdrawn by this receiving Office (see Rule 26.5 for further details).

A copy of this invitation and any attachments has been sent to the International Bureau

and the International Searching Authority

Name and mailing address of the receiving Office
Mail Stop PCT, Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450
Facsimile No. 703-305-3230

Authorized officer
Nhu Thuy Tran
Telephone No. 703-308-9290 EX 105

Form PCT/RO/106 (January 2004)

DOCKETED

MAR 31 2005

MOTL PATENT DEPT

ANNEX A TO FORM PCT/RO/106

International application No.

PCT/US2005/005822

The receiving Office has found the following defects in the international application as filed:

1. As to signature of the international application (Rules 4.15, 26.2bis(a) and 90.4), the request:
 - a. is not signed* by the applicant or, if there is more than one applicant, by at least one of them
 - b. is not accompanied by the statement referred to in the check list in Box No. IX of the request explaining the lack of the signature of an applicant for the designation of the United States of America
 - c. is signed by what appears to be an agent/common representative but:
 - the international application is not accompanied by a power of attorney appointing him
 - the power of attorney accompanying the international application is not signed by all the applicants
 - d. other (*specify*):

* Although Rule 4.15 requires that all applicants must sign the request (e.g. including all inventors/applicants for the designation of the United States of America), for the purposes of Article 14(1)(a)(i), if there is more than one applicant, it shall be sufficient that the request be signed by one of them (Rule 26.2bis(a)). However, the applicant's attention is drawn to the fact that the national law applied by each designated Office may require, in connection with the processing of the international application in the national phase, that the applicant furnish the confirmation of the international application by the signature of any applicant for the designated State who has not signed the request (Rule 51bis.1(a)(vi)).
2. As to indications concerning the applicant* who is entitled, according to Rule 19.1, to file the international application with the receiving Office, the request (Rules 4.4, 4.5 and 26.2bis(b)):
 - a. does not properly indicate the applicant's name (*specify*):
 - b. does not indicate the applicant's address
 - c. does not properly indicate the applicant's address (*specify*):
 - d. does not indicate the applicant's nationality
 - e. does not indicate the applicant's residence

Further observations about indications concerning other applicants (if applicable):

* Although Rules 4.4 and 4.5 require indications concerning the applicant, or if there are several applicants, of each of them, for the purposes of Article 14(1)(a)(ii), if there is more than one applicant, it shall be sufficient that the indications required under Rule 4.5(a)(ii) and (iii) be provided in respect of one of them who is entitled according to Rule 19.1 to file the international application with the receiving Office (Rule 26.2bis(b)). However, the applicant's attention is drawn to the fact that the national law applied by each designated Office may require, in connection with the processing of the international application in the national phase, that the applicant furnish any missing indication required under Rule 4.5(a)(ii) and (iii) in respect of any applicant for the designated State (Rule 51bis.1(a)(vii)).
3. As to the language of certain elements of the international application, other than the description and claims (Rules 12.1(c) and 26.3ter(a) and (c)):
 - a. the request is not in a language of publication accepted by this receiving Office; (the) language(s) accepted by this receiving Office is/are:
 - b. the text matter of the drawings is not in the language in which the international application is to be published, which is:
 - c. the abstract is not in the language in which the international application is to be published, which is:
4. The title of the invention:
 - a. is not indicated in Box No. I of the request (Rule 4.1(a))
 - b. is not indicated at the top of the first sheet of the description (Rule 5.1(a))
 - c. as appearing in Box No. I of the request is not identical with the title heading the description (Rule 5.1(a))
5. As to the abstract (Rules 8 and 26.1(b)):

the international application does not contain an abstract